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I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being transmitted by facsimile to Examiner S. Chen at (703) 308-2742, Assistant Commissioner for Patents, Washington, D.C. 20231, on the date indicated above.

Cheryl M. Middleton Cheryl M. Middleton
Printed name of person transmitting correspondence Signature of person transmitting correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Philip E. Branton et al. Art Unit: 1633
Serial No.: 09/214,478 Examiner: S. Chen
Filed: June 7, 1999 Customer No: 21559
Title: ADENOVIRUS E4 PROTEINS FOR INDUCING CELL DEATH

Assistant Commissioner For Patents
Washington, D.C. 20231

NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 C.F.R. §1.191

Applicant respectfully appeals to the Board of Patent Appeals and Interferences from the decision dated October 3, 2001 of the Examiner finally rejecting claims 81-100.

Enclosed pursuant to 37 C.F.R. § 1.136 is a petition to extend the time to respond to the final rejection for one month, to and including February 4, 2002.

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160.00 CH

Please charge our Deposit Account No. 03-2095 in the amount of \$160.00 for the fee required by 37 C.F.R. § 1.17(b) for this Notice of Appeal. If there are any charges, or any credits, please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date:

February 4, 2002

Kristing Bieker-Brady

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Enclosure



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